

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

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ATLANTA COMMUNITY SCHOOLS,	)
a Michigan general powers school district,	)
ERIC DeROUCHIE and REGINA DeROUCHIE	)
as Parents and Next Friends of their minor son,	)
T.C. and CYNTHIA PORTILLO, as Parent and	)
Next Friend of her minor daughter, E.P. and	)
JASON PRYOR & JENNIFER PRYOR as Parents	)
and Next Friends of their minor daughter, K.P.,	)

Plaintiffs,

v

ALPENA-MONTMORENCY-ALCONA  
EDUCATIONAL SERVICE DISTRICT,  
a Michigan intermediate school district, and  
STATE OF MICHIGAN, DEPARTMENT OF  
EDUCATION,

Defendants.

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ROBERT A. LUSK (P 38122)  
RICHARD E. KROOPNICK (P 25381)  
Attorneys for Plaintiffs  
40950 Woodward Avenue  
Suite 350  
Bloomfield Hills, Michigan 48304-5129  
248/258-2850

JEFFREY J. BUTLER (P45700)  
SHARON LAPOINTE (P36495)  
Attorneys for Counter-Plaintiff  
AMA ESD  
2143 Commons Parkway  
Okemos, MI 48864  
517/349-4121

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DAVID A. WALLACE (P 24149)  
GREGORY W. MAIR (P67465)  
Attorney for Defendant  
P.O. Box 1966  
Saginaw, Michigan 48605  
989/790-0960

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TRAVIS M. COMSTOCK (P72025)  
TIMOTHY J. HAYNES (P41196)  
Attorneys for Defendants STATE OF MICHIGAN,  
DEPARTMENT OF EDUCATION  
Michigan Department of Attorney General  
Health, Education & Family Services Division  
P.O. Box 30758  
Lansing, MI 48909  
517/373-7700

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**STIPULATION AND ORDER OF DISMISSAL**

NOW COME the above named Plaintiffs, by and through their attorneys, Robert Lusk and Richard Kroopnick, Defendant, ALPENA – MONTMORENCY – ALCONA EDUCATIONAL SERVICE DISTRICT (“AMA ESD”) by and through its attorney, Gregory Mair, and Defendant, STATE OF MICHIGAN, DEPARTMENT OF EDUCATION, by and through its attorneys, Travis M. Comstock and Timothy J. Haynes, and hereby stipulate and agree that the above cause be dismissed without costs to any party, but with prejudice as to the Plaintiffs.

The Counter-Plaintiff, AMA ESD, by and through its attorneys, Jeffrey Butler of LaPointe & Butler, P.C., and the Counter – Defendant, ATLANTA COMMUNITY SCHOOLS, by and through its attorneys, Robert Lusk and Richard Kroopnick, hereby stipulate and agree that the Counter Claim filed by AMA ESD be dismissed (subject to ratification of the AMA ESD Board of Education) without costs to either party, but with prejudice as to Counter-Plaintiff, AMA ESD.

Dated: November 29, 2012

s/ROBERT A. LUSK (P38122)  
Attorney for Plaintiff & Counter-Defendant  
Atlanta Community Schools

Dated: November 29, 2012

s/ROBERT A. LUSK (P38122)  
Attorney for Plaintiff Eric DeRouchie and  
Regina DeRouchie as Parents and Next  
Friends of their minor son, T.C.

Dated: November 29, 2012

s/ROBERT A. LUSK (P38122)  
Attorney for Plaintiff Cynthia Portillio, as  
Parent and Next Friend of her minor  
daughter, E.P.

Dated: November 29, 2012

s/ROBERT A. LUSK (P38122)  
Attorney for Plaintiff Jason Pryor and  
Jennifer Pryor as Parents and Next  
Friends of their minor daughter, K.P.

Dated: November 29, 2012

s/TRAVIS M. COMSTOCK (P72025)  
Attorney for Defendant State of Michigan,  
Department of Education

Dated: November 29, 2012

s/GREGORY W. MAIR (P 67465)  
Attorney for Defendant, Alpena-  
Montmorency-Alcona Educational Service  
District

Dated: November 29, 2012

s/JEFFREY J. BUTLER (P 45700)  
Attorney for Counter - Plaintiff AMA ESD

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)Case No.: 1:11-cv-14361

)HON. THOMAS L. LUDINGTON

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**ORDER OF DISMISSAL**

Upon reading the hereinabove Stipulation of Dismissal between the above parties and the Court being fully advised in the premises;

It is **ORDERED** that Plaintiffs' complaint and Counter-Plaintiff's counterclaim are **DISMISSED** without costs to the parties but with prejudice as to the Plaintiffs and Counter-Plaintiff, respectively.

This is a final order and closes the case.

Dated: December 3, 2012

s/Thomas L. Ludington  
THOMAS L. LUDINGTON  
United States District Judge

**PROOF OF SERVICE**

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on December 3, 2012.

s/Tracy A. Jacobs  
TRACY A. JACOBS